

Messrs. GONZALEZ, KENNEDY, LAROCO, MCCANDLESS, and CASTLE.

As additional conferees from the Committee on Government Operations, for consideration of section 601 of the House bill, and modifications committed to conference:

Messrs. CONYERS, TOWNS, and CLINGER.

As additional conferees from the Committee on the Judiciary, for consideration of sections 802-04 of the House bill and sections 601, 703-07, and 709-12 of the Senate amendment, and modifications committed to conference:

Messrs. BROOKS, EDWARDS of California, and HYDE.

*Ordered*, That the Clerk notify the Senate thereof.

#### ¶106.10 LABOR, HHS, AND EDUCATION APPROPRIATIONS

On motion of Mr. SMITH of Iowa, by unanimous consent, the bill (H.R. 4606) making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1995, and for other purposes; together with the amendments of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. SMITH of Iowa, it was,

*Resolved*, That the House disagree to the amendments of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

*Ordered*, That the Clerk notify the Senate thereof.

#### ¶106.11 MOTION TO INSTRUCT CONFEREES—H.R. 4606

Mr. PORTER moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on H.R. 4606 be instructed to insist on the House position with respect to amendment number 152.

Pending consideration of said motion,

On demand of Ms. WATERS, pursuant to clause 1, rule XXVIII,

*Ordered*, That time for debate be equally divided among Messrs. SMITH of Iowa, PORTER, and Ms. WATERS.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct.

The question being put, *viva voce*,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. MAZZOLI, announced that the yeas had it.

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

#### ¶106.12 APPOINTMENT OF CONFEREES—H.R. 4606

Thereupon, the SPEAKER pro tempore, Mr. MAZZOLI, by unanimous

consent, announced the appointment of Messrs. SMITH of Iowa, OBEY, STOKES, HOYER, Ms. PELOSI, Mrs. LOWEY, Mr. SERRANO, Ms. DELAURO, Messrs. Sabo, Porter, Young of Florida, Mrs. BENTLEY, Messrs. BONILLA, and MCDADE, as managers on the part of the House at said conference.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

#### ¶106.13 AGRICULTURE APPROPRIATIONS

On motion of Mr. DURBIN, by unanimous consent, the bill (H.R. 4554) making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1995, and for other purposes; together with the amendments of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. DURBIN, it was,

*Resolved*, That the House disagree to the amendments of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

*Ordered*, That the Clerk notify the Senate thereof.

#### ¶106.14 MOTION TO INSTRUCT CONFEREES—H.R. 4554

Mr. SKEEN moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on H.R. 4606 be instructed to insist on the House position on the amendments of the Senate numbered 43 and 80.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct.

The question being put, *viva voce*,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. MAZZOLI, announced that the yeas had it.

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

#### ¶106.15 APPOINTMENT OF CONFEREES—H.R. 4554

Thereupon, the SPEAKER pro tempore, Mr. MAZZOLI, by unanimous consent, announced the appointment of Messrs. DURBIN, WHITTEN, Ms. KAPTUR, Mr. THORNTON, Ms. DELAURO, Messrs. PETERSON of Florida, PASTOR, SMITH of Iowa, OBEY, SKEEN, MYERS, Mrs. VUCANOVICH, Messrs. Walsh and MCDADE, as managers on the part of the House at said conference.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

#### ¶106.16 INTERIOR APPROPRIATIONS

On motion of Mr. DICKS, by unanimous consent, the bill (H.R. 4602) making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30,

1995, and for other purposes; together with the amendments of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. DICKS, it was,

*Resolved*, That the House disagree to the amendments of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

*Ordered*, That the Clerk notify the Senate thereof.

#### ¶106.17 MOTION TO INSTRUCT CONFEREES—H.R. 4602

Mr. REGULA moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on H.R. 4602 be instructed to insist on the House position on the amendments of the Senate numbered 67 and 68.

After debate,

By unanimous consent, the previous question was ordered on the motion to instruct.

The question being put, *viva voce*,

Will the House agree to said motion?

The SPEAKER pro tempore, Mr. ANDREWS of Texas, announced that the yeas had it.

Mr. RAHALL objected to the vote on the ground that a quorum was not present and not voting.

A quorum not being present,

The roll was called under clause 4, rule XV, and the call was taken by electronic device.

When there appeared { Yeas ..... 318  
Nays ..... 64

#### ¶106.18 [Roll No. 421] YEAS—318

Abercrombie	Clay	Frank (MA)
Andrews (ME)	Clayton	Franks (CT)
Andrews (NJ)	Clement	Franks (NJ)
Andrews (TX)	Clyburn	Frost
Applegate	Coble	Furse
Bacchus (FL)	Coleman	Gallegly
Baessler	Collins (GA)	Gejdenson
Barca	Collins (IL)	Gekas
Barcia	Collins (MI)	Gephardt
Barlow	Conyers	Geren
Barrett (WI)	Costello	Gibbons
Bartlett	Coyne	Gilchrest
Bateman	Cramer	Gilman
Beilenson	Cunningham	Gingrich
Bereuter	Danner	Glickman
Berman	Darden	Gonzalez
Bevill	de la Garza	Goodlatte
Bilirakis	Deal	Goodling
Bishop	DeLauro	Gordon
Blackwell	Dellums	Goss
Bliley	Deutsch	Grandy
Blute	Diaz-Balart	Green
Boehlert	Dicks	Greenwood
Boehner	Dingell	Gutierrez
Bonilla	Dixon	Hall (OH)
Bonior	Dooley	Hamburg
Borski	Duncan	Hamilton
Boucher	Durbin	Harman
Brewster	Edwards (TX)	Hastert
Brooks	Ehlers	Hastings
Browder	English	Hefley
Brown (CA)	Eshoo	Hefner
Brown (FL)	Evans	Hilliard
Brown (OH)	Everett	Hinchey
Bryant	Ewing	Hoagland
Bunning	Farr	Hobson
Byrne	Fawell	Hochbrueckner
Callahan	Fazio	Hoekstra
Canady	Fields (LA)	Holden
Cantwell	Filner	Horn
Cardin	Flake	Houghton
Carr	Foglietta	Hoyer
Castle	Ford (TN)	Hughes
Chapman	Fowler	Hutchinson

Hutto	Moakley	Schroeder
Hyde	Montgomery	Schumer
Inglis	Moorhead	Scott
Inslee	Moran	Sensenbrenner
Jacobs	Morella	Sharp
Jefferson	Murphy	Shaw
Johnson (CT)	Murtha	Shays
Johnson (GA)	Myers	Shepherd
Johnson (SD)	Neal (MA)	Shuster
Johnson, E.B.	Neal (NC)	Sisisky
Johnston	Nussle	Skaggs
Kanjorski	Oberstar	Skelton
Kaptur	Obey	Slaughtner
Kasich	Olver	Smith (IA)
Kennedy	Ortiz	Smith (MI)
Kennelly	Oxley	Smith (NJ)
Kildee	Pallone	Smith (TX)
Kim	Parker	Snowe
King	Pastor	Solomon
Klecicka	Payne (NJ)	Spence
Klein	Payne (VA)	Spratt
Klink	Pelosi	Stark
Klug	Penny	Stokes
Kreidler	Peterson (FL)	Strickland
LaFalce	Peterson (MN)	Studds
Lambert	Petri	Stupak
Lancaster	Pickett	Swift
Lantos	Pickle	Tanner
Lazio	Pomeroy	Taylor (MS)
Leach	Porter	Taylor (NC)
Lehman	Portman	Tejeda
Levin	Poshard	Thompson
Levy	Price (NC)	Thornton
Lewis (GA)	Pryce (OH)	Thurman
Linder	Quillen	Torkildsen
Lipinski	Quinn	Torres
Lloyd	Rahall	Torricelli
Long	Ramstad	Traficant
Lowe	Ravenel	Tucker
Mann	Reed	Unsoeld
Manton	Regula	Upton
Margolies-	Reynolds	Valentine
Mezvinisky	Richardson	Vento
Markey	Ridge	Visclosky
Martinez	Roberts	Volkmer
Matsui	Roemer	Walker
Mazzoli	Rogers	Walsh
McCloskey	Rohrabacher	Waters
McDade	Ros-Lehtinen	Watt
McDermott	Rose	Waxman
McHale	Roukema	Weldon
McHugh	Rowland	Wheat
McKinney	Roybal-Allard	Whitten
McMillan	Rush	Williams
McNulty	Sabo	Wise
Meehan	Sanders	Wolf
Meek	Sangmeister	Woolsey
Menendez	Santorium	Wyden
Meyers	Sarpalius	Young (FL)
Mica	Sawyer	Zeliff
Michel	Saxton	Zimmer
Mineta	Schenck	
Minge	Schiff	

## NAYS—64

Allard	Gillmor	McCrery
Archer	Hall (TX)	McInnis
Armey	Hancock	McKeon
Bachus (AL)	Hansen	Miller (FL)
Baker (CA)	Herger	Molinari
Baker (LA)	Hoke	Orton
Ballenger	Hunter	Packard
Barrett (NE)	Inhofe	Paxon
Barton	Istook	Pombo
Bilbray	Johnson, Sam	Royce
Burton	Kingston	Schaefer
Buyer	Knollenberg	Skeen
Calvert	Kolbe	Stearns
Combest	Kyl	Stenholm
Cox	LaRocco	Stump
Crane	Lewis (KY)	Talent
Crapo	Lightfoot	Tauzin
DeLay	Livingston	Thomas (CA)
Doolittle	Lucas	Vucanovich
Dunn	Manzullo	Young (AK)
Emerson	McCandless	
Fields (TX)	McCollum	

## NOT VOTING—52

Ackerman	Dornan	Huffington
Becerra	Dreier	Kopetski
Bentley	Edwards (CA)	Laughlin
Camp	Engel	Lewis (CA)
Clinger	Fingerhut	Lewis (FL)
Condit	Fish	Machtley
Cooper	Ford (MI)	Maloney
Coppersmith	Gallo	McCurdy
DeFazio	Grams	Mfume
Derrick	Gunderson	Miller (CA)
Dickey	Hayes	Mink

Mollohan	Slattery	Velázquez
Nadler	Smith (OR)	Washington
Owens	Sundquist	Wilson
Rangel	Swett	Wynn
Rostenkowski	Synar	Yates
Roth	Thomas (WY)	
Serrano	Towns	

So the motion to instruct the managers on the part of the House was agreed to.

A motion to reconsider the vote whereby said motion was agreed to was, by unanimous consent, laid on the table.

¶106.19 APPOINTMENT OF CONFEREES—  
H.R. 4602

Thereupon, the SPEAKER pro tempore, Mr. ANDREWS of Texas, by unanimous consent, announced the appointment of Messrs. YATES, MURTHA, DICKS, BEVILL, SHAGGS, COLEMAN, OBEY, REGULA, MCDADE, KOLBE, and PACKARD., as managers on the part of the House at said conference.

*Ordered*, That the Clerk notify the Senate of the foregoing appointments.

## ¶106.20 DOD APPROPRIATIONS

On motion of Mr. MURTHA, by unanimous consent, the bill (H.R. 4650) making appropriations for the Department of Defense for the fiscal year ending September 30, 1995, and for other purposes; together with the amendments of the Senate thereto, was taken from the Speaker's table.

When on motion of Mr. MURTHA, it was,

*Resolved*, That the House disagree to the amendments of the Senate and agree to the conference asked by the Senate on the disagreeing votes of the two Houses thereon.

*Ordered*, That the Clerk notify the Senate thereof.

¶106.21 MOTION TO INSTRUCT  
CONFEREES—H.R. 4650

Mr. WALKER moved that the managers on the part of the House at the conference the disagreeing votes of the two Houses on H.R. 4650 be instructed to agree to the following language:

No funds appropriated under this Act shall be used to deploy United States Armed Forces to Haiti or otherwise support United States Armed Forces in Haiti for purposes of removing the de facto regime or for subsequent peacekeeping by United States Armed Forces without first obtaining the prior approval of the Congress.

## ¶106.22 POINT OF ORDER

Mr. MURTHA made a point of order against said motion and said:

"Mr. Speaker, I make a point of order against the motion to instruct conferees. The motion instructs conferees to include matter outside the scope of the conferees' authority and is in violation of clause 3, rule XXVIII."

Mr. WALKER was recognized to speak to the point of order and said:

"Mr. Speaker, my dear friend, the gentleman from Pennsylvania [Mr. MURTHA], raises the point that the instruction that I have proposed falls

outside the scope of the legislation that we have before us.

"Mr. Speaker, the problem with the gentleman's point is the fact that we are about to engage, according to media reports and according to announcements from the administration, in an action in Haiti. This is not an action that was contemplated at the time the bills were being drafted either in the House or the Senate.

"Moreover, the troops are being deployed at the present time to Haiti under funds appropriated last year, none of which were for the purpose of an invasion of Haiti. In my view, the only place that the House has to legitimately address this issue is in the defense appropriations bill where we can limit funding if we do not believe that this particular action should be taken.

"This instruction, while it does not meet the strict interpretation of scope, is certainly within the scope of the moneys that are going to be utilized in the bill that is before us. There is no doubt that if this invasion takes place, the moneys that are going to be appropriated under this bill will be used in Haiti.

"This is an instruction assuring that the Congress has acted on this issue and assuring that none of these funds will go forward and be used by our Armed Forces in Haiti until there has been a prior approval by the Congress for that action.

"So I think this is a necessary action to take and conferees would then be authorized to place this language into the bills that come back for final action in the House. I would hope that the Chair would rule in favor of this as an entirely appropriate way for the House to engage in the issue of Haiti and assure that the Members of this House have had at least a vote on whether or not to engage in a combatant action in the nation of Haiti."

The SPEAKER pro tempore, Mr. ANDREWS of Texas, sustained the point of order and said:

"The motion offered by the gentleman includes matter not within the scope of differences on any of the Senate amendments being sent to conference. The motion is, therefore, out of order under clause 3 of rule XXVIII.

"On page 715 of the Manual it is stated that a point of order may be sustained against a motion to instruct House conferees to address a matter beyond the scope of differences being committed to conference by the 215 Senate amendments.

"The Chair sustains the point of order."

¶106.23 MOTION TO INSTRUCT  
CONFEREES—H.R. 4650

Mr. MCDADE moved that the managers on the part of the House at the conference on the disagreeing votes of the two Houses on H.R. 4650, as they resolve Senate amendment numbered 214, relating to fiscal year 1994 funding for Rwanda, be instructed to agree to the following provisos in Senate amendment 214: